

**Declaration and Power of Attorney
for Patent Application
English Language Declaration**

- ☐ Declaration Submitted with Initial Filing
☒ Declaration Submitted After Initial Filing
 (surcharge (37 CFR 1.16(e) required)

Attorney Docket No.	270P109
First Named Inventor	Dr. Norm Faiola, Ph.D.
COMPLETE IF KNOWN	
Application Number	09/316,651
Filing Date	May 21, 1999
Group Art Unit	2766

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

FOOD MONITORING SYSTEM FOR MONITORING FOOD LOCATED AT FOOD SERVING OR STORAGE LOCATIONS

the specification of which (check one)

- ☐ is attached hereto.
☒ was filed on May 21, 1999 as United States Application No. 09/316,651.
☐ was described and claimed in PCT International Application Number filed on _____ and as amended under PCT Article 19 on _____ (if any).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International Application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International Application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>
_____ (Number)	_____ (Country)	_____ (Day/Month/Year Filed)	<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States Provisional Application(s) listed below:

(Application Serial No.)

(Filing Date)

(Application Serial No.)

(Filing Date)

(Application Serial No.)

(Filing Date)

I hereby claim the benefit under 35 U.S.C. Section 120 of any United States Application(s), or Section 365(c) of any PCT International Application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International Application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C.F.R. Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

(Application Serial No.)

(Filing Date)

(Status)
(patented, pending, abandoned)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.
(List names and Registration Number)

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Norm Faiola 6-29-99

Full name of sole or first inventor

Dr. Norm Faiola, Ph.D.

Sole or first inventor's signature

Date

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Citizenship

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Post Office Address

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Full name of second inventor, if any

Robert S. Wood, Jr.

Second inventor's signature

Date

Residence

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Citizenship

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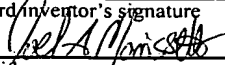
Post Office Address

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Full name of third inventor, if any

Joel Morrisette

Third inventor's signature



Date

7/2/99

Residence

24 Pirate Lane, Fairfield, Maine 04937-7550 Folsom-Auburn Road #1804

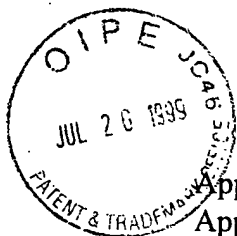
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GP 2766

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Dr. Norm Faiola, Ph.D., Robert S. Wood, Jr., and Joel Morrisette
Application Ser. No.: 09/316,651 Group Art Unit: 2766
Filed: May 21, 1999
Invention: FOOD MONITORING SYSTEM FOR MONITORING FOOD
LOCATED AT FOOD SERVING OR STORAGE LOCATIONS
Docket No.: 270P109

**DECLARATION CLAIMING SMALL ENTITY STATUS UNDER
37 CFR 1.9 (f) and 1.27 (c) - SMALL BUSINESS CONCERN**

I hereby declare that I am an official of the small business concern empowered to act on behalf of the concern identified below:

Syracuse University
113 Bowne Hall
Syracuse, NY 13244

I hereby declare that such concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9 (d), for purposes of paying reduced fees under section 41 (a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this declaration, (1) the number of employees of the business concern is the average, over the previous fiscal year of the concern, of the persons employed on a full-time, part-time, or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention described and claimed in the captioned application.

I acknowledge the duty to file in this application, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28 (b)).

I declare further that all statements made in this declaration of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon or any patent to which this declaration is directed.

Dated: 7-14-99

Gershon Vincow

Gershon Vincow
Vice Chancellor

Kim

RECEIVED
SEP-3-1999
O.I.P.E./PTO